

DEPARTMENT OF SOCIAL SERVICES

744 P Street, Sacramento, CA 95814
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February 16, 1982

ALL-COUNTY LETTER NO. 82-13

TO: ALL-COUNTY WELFARE DIRECTORS

SUBJECT: SILVA v. LEVI CONTRERAS v. BELL

REFERENCE:

Injunctions associated with the above court cases have recently elapsed. This expiration may change the eligibility of certain aliens who have been considered eligible pursuant to MPP 42-431.224 (aliens granted an indefinite stay of deportation).

The Contreras v. Bell injunction was lifted on August 19, 1981. The Silva v. Levi deadline for Silva visa distributions has expired.

As soon as possible, and no later than the next redetermination, counties should redetermine the eligibility of aliens who previously met AFDC eligibility requirements as a result of the above two court cases. Any individual affected should have in the AFDC case file a copy of an INS letter specifying that individual as legally present due to Silva v. Levi or Contreras v. Bell and/or a copy of an INS document so stamped. Some of these affected individuals may have acquired another type of alien status, such as a grant of voluntary departure in lieu of deportation, and still have eligible alien status for AFDC purposes.

If such individuals have no documentation to verify eligible alien status, they may certify on the CA 6. However, those aliens also applying for food stamps will receive no food stamp benefits until eligible alien status has been verified. If you have any questions, contact your AFDC or Food Stamp Management Consultant, as appropriate.

Sincerely,

KYLE S. MCKINSEY
Deputy Director
Welfare Program Operations